

REMARKS

In section 1(a) of the Office Action mailed December 3, 2002, the Examiner contended that the sequence listing does not contain sequences corresponding to Rz10, Rz20, Rz30, Rz33, Rz31, and Rz907. The Examiner also contended that the specification lacks appropriate sequence identifiers for those sequences.

Applicants submit that the current sequence listing, filed September 13, 2002, contains the sequences corresponding to Rz10, Rz20, Rz30, Rz33, Rz31, and Rz907 and all other sequences. For example, Rz10 corresponds to nucleotides 101-137 of SEQ ID NO:4; Rz20 corresponds to nucleotides 104-140 of SEQ ID NO:5; Rz30 corresponds to nucleotides 116-153 of SEQ ID NO:14; Rz33 corresponds to nucleotides 118-154 of SEQ ID NO:8; and Rz907 corresponds to nucleotides 107-141 of SEQ ID NO:18. Applicants submit that a substitute specification was filed on July 13, 2001, containing references to the sequence identifiers for these sequences. Further, the sequence identifiers in the specification were amended in an amendment filed September 13, 2002, to correct typographical errors. Applicants submit that their application fully complies with the requirements of the sequence rules, 37 C.F.R. §1.821-1.825.

In section 1(b) of the Office Action, the Examiner noted that the form of claim 44 required correction to remove bracketed material. Accordingly, claim 44 has been corrected.

CONCLUSION

Applicants respectfully urge that all claims are in condition for allowance and request prompt and favorable action on the instant application.

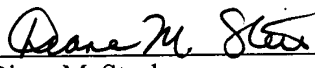
Request for a Telephonic Interview

Applicants hereby request a telephonic interview with the Examiner in order to expedite the favorable prosecution of the case. The Examiner is invited to phone the undersigned to arrange for a convenient time to discuss any outstanding issue, and to work with the Examiner toward placing the application in condition for allowance.

Amendment and Response
Farrar et al.
Serial No.: 09/155,708
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Respectfully submitted,

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Marked up Version of the Amended Claim

44. (Twice Amended) A kit [[comprising a therapeutic for the treatment of a genetic disease linked to a mutation in a gene, the kit]] comprising:

a suppression effector that suppresses the expression of a mutant allele; and

a replacement nucleic acid which differs from the mutant allele in at least one degenerate / wobble position of at least one codon and wherein the replacement nucleic acid encodes a wild-type or non-disease causing protein.